THE HON'BLE SRI JUSTICE B.PRAKASH RAO
AND
THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

W.P.NO.6476 OF 2004

ORDER: (HON'BLE SRI JUSTICE B.PRAKASH RAO)

Heard both sides and at their request, the main writ petition itself is taken up for disposal.

In this writ petition the main challenge is against the orders of the A.P. Administrative Tribunal, rejecting the application purported to have been filed under Section 5 of the Limitation Act in M.A.No.1949 of 2003 in MASR No.5775 of 2003 in O.A.No.7037 of 1997 dated 30.01.2004 on the ground that the A.P. Administrative Tribunal has no powers to extend the time prescribed for filing review applications by placing reliance on the judgment of this Court in **G.NARSIMHA RAO v REGIONAL JOINT DIRECTOR OF SCHOOL EDUCATION, WARANGAL AND OTHERS**[1]

Having heard either side and on perusal of material on record and especially in view of the fact that in Full Bench decision reported in **G.NARASIMHA MURTHY AND OTHERS v DISTRICT COLLECTOR, MAHABUBNAGAR ANDOTHERS**[2] it was held that certain provisions of Limitation Act have no application to review applications filed before the Court. In view of the same, the matter requires to be considered afresh on merits.

The writ petition is accordingly allowed. The Tribunal is directed to take up the application afresh and pass appropriate orders on merits in accordance with law.

B.PRAKASH RAO,J

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RAMESH RANGANATHAN,J

Dated: 27-09-2006
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[1] 2005(2)ALT 469(DB)

[2] 2006(3)ALT 433(F.B)